

Part VII

Transporters As

Temporary (10-Day) Storage Facilities

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

1. General Requirements - 372.3(a)

- A. ☐ Transporter must comply with all provisions of 6NYCRR Part 364 and be permitted to transport hazardous waste - 372.3(a)(1). ☐
- B. ☐ Transporter has obtained an EPA identification number - 372.3(a)(3). ☐
- C. ☐ Any transporter of hazardous waste must comply with permit requirement of Part 364 of this Title unless otherwise exempt (section 364.1(e) of this Title.) - 372.3(a)(4). ☐
- D. ☐ Transporters as generators. Transporters who transport hazardous wastes into the United States from abroad are required to comply with requirements applicable to generators. Complete appropriate Part - 372.3(a)(5). ☐
- E. ☐ Transporters as temporary storage facilities. Transporters may store hazardous waste, incidental to transport, for up to ten days as provided for in section 373-1.1(d)(1)(xv) of this Title - 372.3(a)(6). ☐
- F. ☐ Transporters are permitted to transfer incidental to transport provided that - 372.3(a)(7): ☐
1. ☐ transfer of hazardous waste from one transporter to another is indicated on the manifest as Second Transporter - 372.3(a)(7)(ii). ☐
2. ☐ if consolidation of loads takes place by moving containers from one transport vehicle to another or containers are removed from transport vehicles prior to being reloaded, the transfer or storage area must be designed to meet secondary containment requirements in accordance with subdivision 373-2.9(f) of this Title - 372.3(a)(7)(iii): ☐
- (a) ☐ Container storage areas, other than those in Item 2(b) must have a containment system designed and operated as follows - 373-2.9(f)(1): ☐
- (1) ☐ a base must underlay the containers which is free of cracks or gaps and in sufficiently impervious to contain leaks, spills, and accumulated precipitation until ☐

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the collected material is detected and removed - 373-2.9(f)(1)(i); and

- (a) ____ The base must be sloped or the ____ containment system must be otherwise designed and operated to drain and remove liquid resulting from leaks, spills, or precipitation, unless the containers are elevated or are otherwise protected from contact with accumulated liquids - 373-2.9(f)(1)(ii); and
 - (b) ____ The containment system must have ____ sufficient capacity to contain 10 percent of the volume of containers or the volume of the largest container, whichever is greater. Containers that do not contain free liquids need not be considered in this determination - 373-.9(f)(1)(iii); and
 - (c) ____ Run-on into the containment ____ system must be prevented unless the collection system has sufficient excess capacity in addition to that required in item (b) to contain any run-on which might enter the system - 373-2.9(f)(1)(iv); and
 - (d) ____ Spilled or leaked waste and ____ accumulated precipitation must be removed from the sump or collected area in a timely manner as is necessary to prevent overflow of the collection system - 373-2.9(f)(1)(v).
- (b) ____ Storage areas that store containers holding only ____ wastes that do not contain free liquids need not have a containment system defined by Item 2(a) except as provided by Item 2(c) or provided that - 373-2.9(f)(2):
- (1) ____ the storage area is sloped or is otherwise ____ designed and operated to drain and remove liquid resulting from precipitation - 373-2.9(f)(2)(i); or
 - (2) ____ the containers are elevated or are ____ otherwise protected from contact with accumulated liquid - 373-2.9(f)(2)(ii).
- (c) ____ Storage areas that store containers holding the ____ wastes listed below that do not contain free liquids must have a containment system defined by paragraph (1) of this subdivision - 373-2.9(f)(3).

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(1) ____ F020, F021, F022, F023, F026 and F027 - ____
373-2.9(f)(3)(i).

G. ____ The waste must be packed in accordance with the applicable ____
U.S. Department of Transportation regulations on packaging set
forth in 49 CFR Parts 173, 178 and 170 - 364.6(b).

H. ____ Hazardous waste must be classified and segregated in accordance ____
with 49 CFR 173.2(a) and 177.848 in the transport vehicles
parked at the facility and in the 10-day exempt storage
facility - 364.6(b).

I. ____ Labpacks must be packed in accordance with 49 CFR 173.12(b) - ____
364.6(b).

2. Manifest Requirements - 372.3(b)

A. ____ Prior to shipment of hazardous waste off the site of ____
generation, the transporter must - 372.3(b)(1):

1. ____ accept all copies of the manifest that are not ____
distributed or retained by the generator. The
transporter is prohibited from carrying those copies
of the manifest that the generator must distribute
as specified in Section 372.2(b)(3) - 372.3(b)(1)(i);
2. ____ sign the initial transporter's certification on the ____
manifest and date the acceptance of the shipment -
372.3(b)(1)(iii); and
3. ____ assure that copies of the manifest are available for ____
additional transporters, if necessary - 372.3(b)(1)(iv).

B. ____ The transporter must deliver the hazardous waste shipment ____
to either - 372.3(b)(4):

1. ____ the designated facility listed on the manifest - ____
372.3(b)(4)(i); or
2. ____ an alternate facility authorized by the generator ____
only due to an emergency - 372.3(b)(4)(ii); or
3. ____ to the next designated transporter, as specified on ____
the manifest - 372.3(b)(4)(iii).

C. ____ Upon delivery by transporter to the TSD, the transporter ____
must - 372.3(b)(5):

1. ____ obtain the date of delivery and the signature, on ____
the appropriate certification, of the facility
operator or subsequent transporter - 372.3(b)(5)(i);
2. ____ retain the appropriate copy of the manifest - ____
372.3(b)(5)(iii); and
3. ____ deliver the remaining copies of the manifest to the ____
facility operator or subsequent transporter -
372.3(b)(5)(iv).

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- D. ___ A transporter that transports hazardous waste from a generator who generates greater than 100 kilograms but less than 1,000 kilograms of hazardous waste in a calendar month need not comply with the requirements of this section or those of section 372.3 (c) (Record keeping Requirements) provided that - 372.3(b)(7)(iii):
1. ___ the waste is being transported pursuant to a reclamation agreement as provided in section 372.2(b)(7) - 373.3(b)(7)(iii)(a);
2. ___ the transporter records, on a log or shipping paper, the following information for each shipment - 372.3(b)(7)(iii)(b):
- (a) ___ the name, address and U.S. EPA identification number of the generator of the waste - 372.3(b)(7)(iii)(b)(1);
- (b) ___ the quantity of waste accepted - 372.3(b)(7)(iii)(b)(2);
- (c) ___ all DOT - required shipping information - 372.3(b)(7)(iii)(b)(3); and
- (d) ___ the date the waste is accepted - 372.3(b)(7)(iii)(b)(4).
3. ___ the transporter carries this record when transporting waste to the reclamation facility - 372.3(b)(7)(iii)(c); and
4. ___ the transporter retains these records for a period of at least three (3) years after termination or expiration of the agreement - 372.3(b)(7)(iii)(d).

3. Record keeping Requirements - 372.3(c)

- A. ___ The transporter has kept a copy of the manifest signed by the generator, the transporter and the next designated transporter or the owner or operator of the designated facility, for a period of three years from the date the hazardous waste was accepted by the initial transporter - 372.3(c)(1).
- B. ___ For shipments delivered to the designated facility by rail or water (bulk), each rail or water (bulk shipment) transporter must retain a copy of a shipping paper containing all the information required in section 372.7 for a period of three years from the date the hazardous waste was accepted by the initial transporter - 372.3(c)(2).
- C. ___ A transporter who transports hazardous waste out of the United States must keep a copy of the manifest, indicating that the hazardous waste left the United States, for a

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period of three years from the date the hazardous waste was
accepted by the initial transporter - 372.3(c)(3).